

PREVAILED

Roll Call No. _____

FAILED

Ayes _____

WITHDRAWN

Noes _____

RULED OUT OF ORDER

HOUSE MOTION _____

MR. SPEAKER:

I move that Engrossed Senate Bill 401 be amended to read as follows:

- 1 Page 6, between lines 28 and 29, begin a new paragraph and insert:
 2 "SECTION 13. IC 9-21-1-2 IS AMENDED TO READ AS
 3 FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 2. (a) A local
 4 authority may adopt by ordinance additional traffic regulations with
 5 respect to ~~streets, and~~ highways under the authority's jurisdiction. An
 6 ordinance adopted under this subsection may not conflict with or
 7 duplicate a statute.
 8 (b) **After a request has been made at a public meeting or by**
 9 **certified mail to the legislative body (as defined in IC 36-1-2-9)**
 10 **from the property owner, a local authority may adopt by ordinance**
 11 **additional traffic regulations with respect to a private road within**
 12 **the authority's jurisdiction. The ordinance:**
 13 **(1) must require a contractual agreement between the local**
 14 **authority and property owner of the private road, setting**
 15 **forth the terms and responsibilities of the additional traffic**
 16 **regulations;**
 17 **(2) must require the contractual agreement required under**
 18 **subdivision (1) to be recorded after passage of the ordinance**
 19 **in the office of the recorder of the county in which the private**
 20 **road is located; and**
 21 **(3) may not conflict with or duplicate state law.**
 22 (c) A fine assessed for a violation of a traffic ordinance adopted by
 23 a local authority may be deposited into the general fund of the
 24 appropriate political subdivision.

SECTION 14. IC 9-21-1-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 3. (a) A local authority, with respect to ~~private roads streets~~, and highways under the authority's jurisdiction, **in accordance with section 2 of this chapter**, and within the reasonable exercise of the police power, may do the following:

- (1) Regulate the standing or parking of vehicles.
- (2) Regulate traffic by means of police officers or traffic control signals.
- (3) Regulate or prohibit processions or assemblages on the highways.
- (4) Designate a highway as a one-way highway and require that all vehicles operated on the highway be moved in one (1) specific direction.
- (5) Regulate the speed of vehicles in public parks.
- (6) Designate a highway as a through highway and require that all vehicles stop before entering or crossing the highway.
- (7) Designate an intersection as a stop intersection and require all vehicles to stop at one (1) or more entrances to the intersection.
- (8) Restrict the use of highways as authorized in IC 9-21-4-7.
- (9) Regulate the operation of bicycles and require the registration and licensing of bicycles, including the requirement of a registration fee.
- (10) Regulate or prohibit the turning of vehicles at intersections.
- (11) Alter the prima facie speed limits authorized under IC 9-21-5.
- (12) Adopt other traffic regulations specifically authorized by this article.
- (13) Adopt traffic regulations governing traffic control on public school grounds when requested by the governing body of the school corporations.

(b) An ordinance or regulation adopted under subsection (a)(4), (a)(5), (a)(6), (a)(7), (a)(8), (a)(10), (a)(11), (a)(12), or (a)(13) is effective when signs giving notice of the local traffic regulations are posted upon or at the entrances to the highway or part of the highway that is affected.

SECTION 15. IC 9-21-1-9 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9. Except when a different place is specifically referred to, this article applies ~~exclusively~~ to the operation of vehicles upon highways ~~including streets or and~~

- 1 **private** roads of a residential subdivision, regardless of who maintains
- 2 them."
- 3 Renumber all SECTIONS consecutively.
(Reference is to ESB 401 as printed February 22, 2002.)

Representative Stilwell